

AO 440 (Del Rev. 10/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of DELAWARE

SMARTER AGENT, INC., a Delaware Corporation,

SUMMONS IN A CIVIL CASE

V.

ULOCATE COMMUNICATIONS, INC., a Delaware Corporation

CASE NUMBER: - 07 - 171

TO: (Name and address of Defendant)

uLocate Communications, Inc.
c/o The Corporation Trust Company
Corporation Trust Center
1209 Orange Street
Wilmington, DE 19801

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Edmond D. Johnson, Esq.
Thomas H. Kovach, Esq.
Pepper Hamilton LLP
Hercules Plaza, Suite 5100
1313 N. Market Street
P.O. Box 1709
Wilmington, DE 19899-1709

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

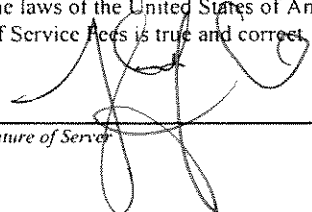
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(By) DEPUTY CLERK

DATE

3/23/07

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>3/26/07</u>	
NAME OF SERVER (PRINT) <u>CHRIS HAZENSKI</u>	TITLE <u>Process Server</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____ _____		
<input checked="" type="checkbox"/> Other (specify): <u>PERSONALLY SERVED ULOCATE COMMUNICATIONS INC by</u> <u>SERVING THE CORPORATION TRUST CO, 1209 ORANGE ST, WILM DE</u> <u>19801 AT 9:00 AM PERSON ACCEPTING: SCOTT LATSONA</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>3/26/07</u> Date</p> <p style="text-align: center;"> Signature of Server</p> <p style="text-align: center;"><u>230 N MARKET ST, WILM DE 19801</u> Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.